

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF PENNSYLVANIA

JEFFREY HERRERA,

Plaintiff

v.

DEPARTMENT OF JUSTICE, *et al.*,

Defendants

CIVIL ACTION NO. 3:24-202

(JUDGE MANNION)

ORDER

In accordance with the memorandum issued this date, **IT IS HEREBY ORDERED THAT:**

1. Defendants' motions to dismiss (Docs. 20, 22) are **GRANTED**.
2. This case is **DISMISSED** without prejudice to plaintiff's right to file a new complaint in the event that he subsequently obtains a separate court order invalidating his underlying criminal sentence as required by *Heck v. Humphrey*, 512 U.S. 477 (1994).
3. The Clerk of Court is directed to **CLOSE** this case.

  
Malachy E. Mannion  
United States District Judge

Dated: 1/13/25  
24-202-01-order

FILED  
SCRANTON

JAN 13 2025

PER JKC  
DEPUTY CLERK